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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

## **SECURITIES AND EXCHANGE COMMISSION,**

**Plaintiff,**

VS.

## GLOBAL MATERIALS & SERVICES, INC., et al..

## Defendants,

and

## FLINN SPRINGS INN, INC.,

## Relief Defendant.

Case No. SACV 08-881 DOC (RNBx)

**FINAL JUDGMENT AS TO  
DEFENDANT ERIC KO**

The Securities and Exchange Commission having filed a Complaint and Defendant Erick Ko having entered a general appearance; consented to the Court's jurisdiction over Defendant and the subject matter of this action; consented to entry of this Final Judgment without admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings of fact and conclusions of law; and waived any right to appeal from this Final Judgment:

L.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant and Defendant's agents, servants, employees, attorneys and all persons in active concert or participation with them who receive actual notice of this Final Judgment by personal service or otherwise are permanently restrained and enjoined from violating Section 5 of the Securities Act [15 U.S.C. § 77e] by, directly or indirectly, in the absence of any applicable exemption:

(a) unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in the interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise:

(b) unless a registration statement is in effect as to a security, carrying or causing to be carried through the mails or in interstate commerce, by any means or instruments of transportation, any such security for the purpose of sale or for delivery after sale; or

(c) making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration

1 statement) any public proceeding or examination under Section 8 of the  
2 Securities Act [15 U.S.C. § 77h].

3 II.

4 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED  
5 that Defendant and Defendant's agents, servants, employees, attorneys, and all  
6 persons in active concert or participation with them who receive actual notice of  
7 this Final Judgment by personal service or otherwise are permanently restrained  
8 and enjoined from violating, directly or indirectly, Section 10(b) of the Securities  
9 Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5  
10 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or  
11 instrumentality of interstate commerce, or of the mails, or of any facility of any  
12 national securities exchange, in connection with the purchase or sale of any  
13 security:

- 14 (a) to employ any device, scheme, or artifice to defraud;  
15 (b) to make any untrue statement of a material fact or to omit to state a  
16 material fact necessary in order to make the statements made, in the light of  
17 the circumstances under which they were made, not misleading; or  
18 (c) to engage in any act, practice, or course of business which operates or  
19 would operate as a fraud or deceit upon any person.

20 III.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that  
22 Defendant shall pay a civil penalty in the amount of \$20,000 pursuant to Section  
23 20(d) of the Securities Act, 15 U.S.C. § 77t(d), and Section 21(d)(3) of the  
24 Exchange Act, 15 U.S.C. § 78u(d)(3). Defendant shall make this payment within  
25 14 days after entry of this Final Judgment by certified check, bank cashier's check,  
26 or United States postal money order payable to the Securities and Exchange  
27 Commission. The payment shall be delivered or mailed to the Office of Financial  
28 Management, Securities and Exchange Commission, Operations Center, 6432

1 General Green Way, Mail Stop 0-3, Alexandria, Virginia 22312, and shall be  
2 accompanied by a letter identifying Eric Ko as a defendant in this action; setting  
3 forth the title and civil action number of this action and the name of this Court; and  
4 specifying that payment is made pursuant to this Final Judgment. Defendant shall  
5 pay post-judgment interest on any delinquent amounts pursuant to 28 USC § 1961.  
6 The Commission shall remit the funds paid pursuant to this paragraph to the United  
7 States Treasury.

8 IV.

9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the  
10 Consent is incorporated herein with the same force and effect as if fully set forth  
11 herein, and that Defendant shall comply with all of the undertakings and  
12 agreements set forth therein.

13 V.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this  
15 Court shall retain jurisdiction of this matter for the purposes of enforcing the terms  
16 of this Final Judgment.

17 VI.

18 There being no just reason for delay, pursuant to Rule 54(b) of the Federal  
19 Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment  
20 forthwith and without further notice.

21  
22 Dated: August 11, 2010

23   
24 DAVID O. CARTER  
25 United States District Judge  
26  
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